



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of:

Daniel S. Rice and Yajyun Wang

Serial No. 09/309,480

Filed: May 10, 1999

For: Textur

Texture Mapping Method and

Apparatus for Computer Implemented Graphical

Image Processing

Group Art Unit: 2721

Examiner: Unknown

Atty. Dkt. No.: 5181-40901

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on the date indicated below:

B. Noël Kivlin
Registered Representative

11-12-02

Signature

STATEMENT IN SUPPORT OF PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Applicants submit this statement in support of its petition to withdraw the Holding of Abandonment dated July 17, 2002.

Applicants did not receive a Notice of Allowance. Attached hereto is a true and correct copy of the docket record of the undersigned with regard to the subject application. The undersigned has no record of receipt of a Notice of Allowance with regard to the above-identified application

Applicants filed a Notice of Change of Address on December 22, 1999, to attempt to change the Applicants' correspondence address from Applicants' previous counsel, Law Offices of James D. Ivey, to Conley, Rose & Tayon, PC, P.O. Box 398, Austin, Texas 78767-0398 (copy attached). Applicants also filed a Preliminary Amendment on June 2, 2000.

Applicants did not receive any further communication from the Patent Office until the July 17, 2002 Notice of Abandonment was forwarded to the undersigned by Applicants' previous

counsel, indicating that Applicants failed "to pay the required issue fee within the statutory period of three months from the mailing date of a Notice of Allowance."

When an office action requiring a response, including a Notice of Allowance, is received from the Patent Office, the due date for responding to the office action is entered into our computerized docketing system. This information is entered using the Attorney Docket Number identified on the office action. The office action is subsequently routed and physically placed into the corresponding application file.

Enclosed is a copy of the docket record corresponding to the above referenced application. If the allegedly mailed Notice of Allowance was received, the docket record would indicate a due date for formal drawings and issue fee, the appropriate response to a Notice of Allowance. The enclosed docket record copy does not show a formal drawings and issue fee due date, thus indicating that the Notice of Allowance was <u>not</u> received from the Patent Office. Applicants' representative has searched the respective file and can find no indication of the allegedly mailed Notice of Allowance therein.

Not knowing of the Notice of Allowance, Applicants did not respond thereto. This statement is signed by Applicants' representative, B. Noël Kivlin, and our firm's docket paralegal, Sonie Nasabee.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made that the knowledge that willful false statements in the like so may are punishable by fine, or imprisonment, or both, under § 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which the verified statement is directed to.

Name?

Sonie Nasabee

Title:

Docketing Paralegal

Conley, Rose & Tayon, P.C.

P. O. Box 398

Austin, Texas 78767-0398

Signature:

B. Noël Kivlin

Title:

Name:

Attorney for Applicants

Reg. No. 33,929

Conley, Rose & Tayon, P.C.

P. O. Box 398

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Signature:

Date: //-/202

Respectfully submitted,

B. Noël Kivlin Reg. No. 33,929

Attorney for Applicants

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Date: 11-12-07